IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

C.W.P. No. 18345 of 2006
Date of decision: November 21, 2006

Des Raj and Ors. .....Petitioners

Versus

Commissioner Division, Hissar and Ors. .....Respondents

CORAM: HON'BLE MR. JUSTICE ASHUTOSH MOHUNTA
HON'BLE MRS. JUSTICE NIRMAL YADAV

Present: Mr. Vikas Sharma, Advocate
for the petitioners

ASHUTOSH MOHUNTA, J (Oral)

The petitioners have prayed for quashing of orders dated 26.10.2005, 28.02.2006 and 20.09.2006 (Annexures P-1 to P-3),respectively, by which it had been held that the petitioners are in illegal possession of the land in dispute and, had raised construction by crossing the building line.

Before arriving at the aforementioned findings, a spot inspection was also got conducted in the presence of the counsel for the petitioners as well as respondents and it was found that the petitioners were in illegal possession and had encroached upon the land measuring 25x24x9 feet from the building line. The findings of the Assistant Collector, Ist Grade, Narwana, have been affirmed by the Collector and Commissioner.

In view of the above, we find no ground to interfere with the finding of fact recorded by the revenue authorities. Before passing the impugned orders, even, the spot inspection was got conducted by the revenue authorities.

No merit.

Dismissed.

(ASHUTOSH MOHUNTA)
JUDGE

(NIRMAL YADAV)
JUDGE

November 21, 2006

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